IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

ORIGINAL JURISDICTION

Dated: Nainital the 29th day of September 2003

Criminal Bail Application No. 859 of 2003

CRIMINAL SIDE
Kundan S/o Raja Ram
R/o Village Kureli P.S. Nigohi
District Shahjahanpur (UP) .....Applicant.

Versus

State of Uttaranchal .....Opposite Party.

Arising out of case crime No. 281 of 2003
Under Sections 460/411 I.P.C.
P.S. Kashipur
District – U.S. Nagar.

By the court

Hon'ble Irshad Hussain, J.

Heard Sri Dharam Veer, learned counsel for the applicant and learned A.G.A.

The applicant-accused was not named in the F.I.R. and according to the prosecution two golden topps about 6 grams have been recovered from him. He has not been subjected to test identification. The property has also not been put to test identification. Considering this the bail application is allowed.

The applicant-accused Kundan shall be released in crime No. 281/2003 under sections 460/411 I.P.C. P.S. Kashipur District U.S. Nagar on his executing a personal bond and two sureties each in the like amount to the satisfaction of C.J.M. U.S. Nagar.

Dated: 29.9.2003
ISB

(**Irshad Hussain, J.)**